

In the Supreme Court of the State of Alaska

Albert Allen,

Petitioner,

v.

State of Alaska,

Respondent.

Supreme Court No. **S-17845**

Order

Reduce Filing Fee under AS 09.19

Date of Order: **8/21/2020**

Trial Court Case No. **3AN-14-07560CI, 3AN-94-04614CR**

Albert Allen, a prisoner engaged in litigation against the State (as that term is defined in AS 9.19.100(1)), has moved for an exemption of the normal filing fee for this appeal.

Under AS 9.19.010(d), even when a prisoner can not afford to pay the normal filing fee, the filing fee must be at least 20 percent of (1) the average monthly amount of deposits to the prisoner's account during the preceding six months or (2) the average monthly balance of the prisoner's account during the preceding six months, whichever is greater.

Based on the information submitted to this Court, the average monthly amount of deposits to Mr. Allen's prisoner account for the months of February 2020 through August 2020 was \$151.55, and the average monthly balance in that account during the same period was \$73.54. Taking the larger of these figures (as required by the statute), Mr. Allen's filing fee must be at least 20 percent of \$151.55 — or \$30.31.

It is the practice of this Court to round filing fees down to the nearest 25 cents. Thus, Mr. Allen's filing fee for this appeal shall be \$30.25.

Accordingly, **IT IS ORDERED:**

Allen v. State
Supreme Court No. S-17845
Order of 8/21/2020
Page 2

1. Mr. Allen's motion for an exemption to the normal filing fee is **GRANTED** in part.

2. Mr. Allen shall pay a reduced filing fee of **\$30.25**. This fee must be paid within 30 days of this order. If there is good reason, the Court may grant an extension of this deadline. If Mr. Allen fails to pay the reduced filing fee within the time allowed, his appeal will be rejected for filing and this case will be closed.

Entered at the direction of an individual justice.

Clerk of the Appellate Courts



Carly Williams, Deputy Clerk

cc: Albert Allen at Goose Creek Correctional Center
Distribution:

Email:
Chaffin, Shelley K, Court under Rule 12
Soderstrom, Donald